

BEFORE THE
POSTAL REGULATORY COMMISSION

SECTION 701 REPORT Docket No. PI2016-3

**MOTION BY THE NATIONAL ASSOCIATION OF LETTER CARRIERS, AFL-CIO
FOR LATE ACCEPTANCE OF COMMENT**

The National Association of Letter Carriers, AFL-CIO (“NALC”) hereby moves for late acceptance of its comment in the above-referenced case.

In Order No. 3372, the Commission extended NALC’s time to file its comment to June 17, 2016. Accordingly, NALC prepared its comment by June 17 and attempted to file it that afternoon. At 2:15 pm on June 17, the undersigned counsel for NALC, acting on his own (his secretary was absent from work that day), attempted to file the comment on the Commission’s website. After uploading the comment, he received a message against a green background next to a check mark saying words to effect of “Document uploaded successfully.” Counsel (incorrectly) took this as an indication that the filing had been successful. He did not notice the button at the bottom of the screen that said “Submit” and so did not realize he also needed to click that button. Upon receiving a “Filing Confirmation Page” message, counsel believed (again incorrectly) that the filing was successful. He did not realize the “Filing Confirmation Page” message for a successful filing contains a “Filing ID” number and that the message he received did not. The next business day, June 20, counsel checked the docket to confirm that NALC’s comment had been posted and saw that it had not been. On June 20, he re-filed the comment, this time successfully. The Commission’s docketing clerk advised him that NALC had to also submit a motion for late acceptance of the filing, and advised that counsel explain his error.

NALC respectfully requests that the Commission accept NALC’s comment. Especially after the Commission so generously agreed to extend NALC’s deadline to June 17, NALC had every intention of filing the comment on that date. It was only due to the mistake of its counsel, in misunderstanding the technical working of the Commission’s electronic filing system, that the filing did not occur on that date. NALC, an organization of many thousands of letter carriers,

should not have its input on this important matter excluded because counsel misunderstood the filing system. Extending NALC's time to file by a single additional business day will cause no party prejudice, particularly given that this is not an adversarial proceeding.

June 20, 2016

Respectfully submitted,

/s/ Peter D. DeChiara

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